



LODI CITY COUNCIL

Carnegie Forum
305 West Pine Street, Lodi

AGENDA - REGULAR MEETING

Date: October 1, 2003

Time: Closed Session 5:00 p.m.
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Susan J. Blackston

City Clerk

Telephone: (209) 333-6702

NOTE: All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.

C-1 Call to Order / Roll Call

C-2 Announcement of Closed Session

- a) Threatened Litigation: Government Code §54956.9(b)(3)(E); statement made to City Manager threatening relationship between City and Booster of Boys and Girls Sports (BOBS) (CA)
- b) Actual Litigation: Government Code §54956.9(a); one case; *Friedrich v. City of Lodi et al.*, Court of Appeal, Third Appellate District, Case No. CV 013678 (CA)
- c) Authorization to negotiate building lease for 300 West Pine Street (APN 037-280-33); negotiating parties are Russell and Kathryn Munson (Government Code §54956.8)

C-3 Adjourn to Closed Session

NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.

C-4 Return to Open Session / Disclosure of Action

A. Call to Order / Roll call

B. Invocation – Pastor Chris Chavez, Heartland Community Church

C. Pledge of Allegiance

D. Presentations

D-1 Awards – None

D-2 Proclamations

- a) National Arts and Humanities Month (COM)
- b) End Domestic Violence Month

D-3 Presentations – None

E. Consent Calendar (Reading; comments by the public; Council action)

E-1 Receive Register of Claims in the amount of \$3,555,869.80 (FIN)

E-2 Approve minutes (CLK)

- a) September 2, 2003 (Shirtsleeve Session)
- b) September 3, 2003 (Regular Meeting)
- c) September 16, 2003 (Shirtsleeve Session)
- d) September 16, 2003 (Special Meeting)
- e) September 23, 2003 (Shirtsleeve Session)
- f) September 23, 2003 (Special Meeting)

E-3 Report of the sale of scrap metal (FIN)

- Res. E-4 Adopt resolution approving the Annual Investment Policy and Internal Control Guidelines (FIN)
- E-5 Accept improvements under contract for Turner Road Asphalt Concrete Resurfacing, 200 Feet West of Pleasant Avenue to Highway 99 Overpass (PW)
- E-6 Accept improvements under contract for Well 10C Drilling, 790 North Guild Avenue (PW)
- Res. E-7 Adopt resolution awarding the purchase of 150 concrete streetlight standards to the sole bidder, Sierra West Lighting, of Hayward, California, representing Ameron International (\$182,797.88) (EUD)
- Res. E-8 Adopt resolution rescinding Resolution 82-107, which currently closes a portion of Pleasant Avenue between Chestnut Street and Tokay Street at Needham School during school hours (PW)
- E-9 Approve the Improvement Agreement for the public improvements for Lodi Tire Service, 250 North Cherokee Lane, and appropriate funds for the required reimbursements (\$100,000) (PW)
- E-10 Approve the Improvement Deferral Agreement for 1290 North Lilac Street (Woodbridge Middle School) (PW)
- Res. E-11 Adopt resolution authorizing the City Manager to allocate funds from the Public Benefits Program to fund a City of Lodi Parks and Recreation lighting maintenance project and to execute a contract with Eagle Electric & Energy Management to conduct the project work (not to exceed \$25,000) (EUD)
- E-12 Authorize the City Manager to sign the service/maintenance agreement for current police computerized information systems with Data 911 (\$58,265) (PD)
- E-13 Set public hearing for November 5, 2003, to consider Intention to Vacate public street right of way at 30-60 Neuharth Drive and 1800-1901 Ackerman Drive, a portion of Maxwell Industrial Park (PW)
- E-14 Set public hearing for November 5, 2003, to consider Reimbursement Agreement RA-03-02 establishing an area of benefit and reimbursable costs for public improvements for Tienda Place, Unit No. 1, Tract No. 3141 (PW)
- E-15 Set public hearing for November 5, 2003, to consider Reimbursement Agreement RA-03-03 establishing an area of benefit and reimbursable costs for public improvements for 1816 Tienda Drive (APN 031-040-39), a portion of the former parcel known as 1811 West Kettleman Lane (PW)

F. Comments by the public on non-agenda items

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

G. Public Hearings – None

H. Communications

- H-1 Claims filed against the City of Lodi – None
- H-2 Reports: Boards/Commissions/Task Forces/Committees – None
- H-3 Appointments
- a) Post for vacancy on the Lodi Arts Commission (CLK)
- H-4 Miscellaneous – None

I. Regular Calendar

- I-1 State Budget update (CM)
- Res. I-2 Adopt resolution authorizing the City Manager to execute new contracts between current industrial contract customers and/or new contract customers and the City of Lodi that will transition these customers to a standard rate over a three- or four-year period (EUD)
- I-3 Discussion and possible action related to obtaining the additional opinion of the PCE/TCE (Environmental Abatement Program) matter
- Res. I-4 Adopt resolution authorizing fee adjustments for various police services (PD)
- I-5 Conduct a public meeting to allow testimony regarding the proposed Almondwood Estates Assessment District Zone 1 of the Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1 (PW)

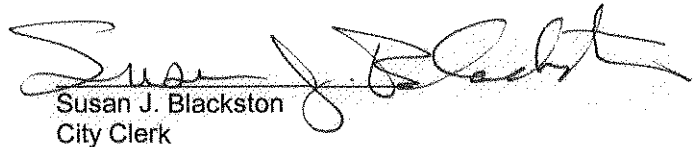
J. Ordinances – None

K. Comments by the City Council Members on non-agenda items

L. Comments by the City Manager on non-agenda items

M. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.


Susan J. Blackston
City Clerk